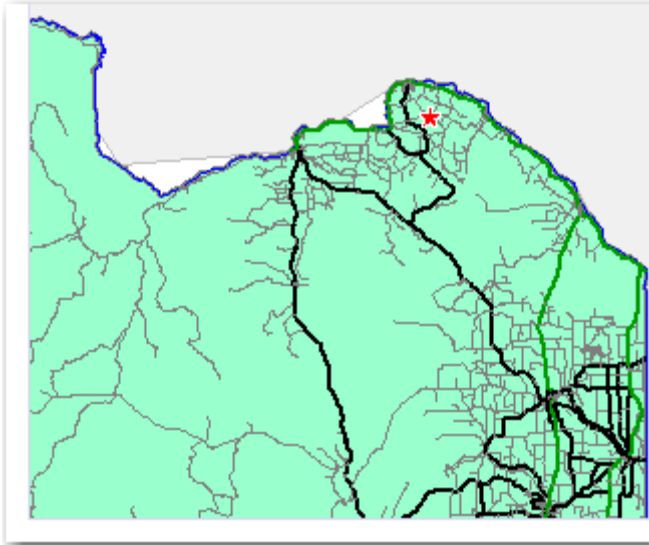

Cyr (MDPS) Mountain Tower Transfer

Site identification

Cyr DPS Site: State of Maine

- ASR: <http://wireless2.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=2659181>
- **Google Earth place mark:** see attached - Cyr DPS site Madawaska Google Earth.kmz
- **Photo collage:** see attached - Cyr DPS site Madawaska photos.pdf



NOTES: Cyr DPS Memorandum of Understanding

For Transfer of the Cyr DPS Site

ASR: <http://wireless2.fcc.gov/UlsApp/AsrSearch/asrRegistration.jsp?regKey=2659181>

From State of Maine (SOM) to transfer tower and lease to a donee of Surplus Property

Date to Be determined

State of Maine and donee Intentions

The State of Maine (SOM) intends to decommission the Cyr DPS radio tower site after cutover to a new facility scheduled for 2014. The primary goal of the SOM is to be free and clear of the Cyr site at least cost, as soon as possible after cutover.

For the transfer to a qualifying donee, both parties must sign this mutual Memorandum of Understanding not later than August 1st, 2014 to convey their commitment to this plan.

The Cyr DPS site has two separate components: the land and the facilities.

- **Land - leased** SOM leases the land from a local landowner
- **Facilities - owned** SOM owns the facilities (tower, shelter, generator, everything)
 - The utility poles are owned by Emera Maine and Verizon

The preferred option is to transfer the entire facility to a qualifying donee; thereafter SOM would have no legal interest or obligations at the site. If unable to transfer, then SOM will seek to sell the equipment and require the purchaser to acquire their own lease for the site or remove all equipment.

Actions for a donee to receive the entire Cyr DPS site from SOM – as is, where is. The plan will be executed when a formal written <u>notice to proceed (NTP)</u> is provided to the donee by SOM	
SOM Intentions	Donee Intentions
1. Land Lease – terminate not later than May 1, 2015	
<ul style="list-style-type: none"> SOM has paid the lease in full for the period of May 1, 2014 through May 1, 2015. SOM terminates the land lease when donee has removed everything from the site or has renegotiated a new lease with the land owner. 	<ul style="list-style-type: none"> Donee notifies SOM when site cleared, or a new lease has been negotiated between the donee and landowner.
2. Facilities ownership – transfer to a donee occurs after cutover, upon receipt of <u>notice to proceed</u> from SOM.	
SOM transfers ownership of the facilities (tower, shelter, generator everything) to the donee by formal legal transaction coordinated by the Surplus Property Office, triggered by a formal <u>notice to proceed</u> provided to donee by SOM.	<ul style="list-style-type: none"> Donee removes the facilities entirely by lease expiration on May 1, 2015, including tower, shelter, generator, everything; some components for use elsewhere (tower, generator), demolition to be removed from site to landfill, grounds reasonably cleaned up; donee to make direct coordination with landowner. Or the donee negotiates a new lease for the site with the existing land owner.
3. FCC Registration- SOM to transfer after cutover http://www.fcc.gov/help/filing-ownership-changes-antenna-structure-registration-asr-system	
SOM transfer the FCC Antenna Structure Registration (ASR) to the donee, or terminate, whichever the State deems most appropriate	The donee terminates the FCC Antenna Structure Registration (ASR) after removal of tower, if not previously accomplished by the State
4. Public Utility Services – SOM terminates service after cutover	
SOM terminates the public utilities service account (Emera), immediately after cutover.	The donee to coordinate physical disconnect and removal of utility interface directly with Emera Maine Philip L. Rochford T&D Construction Planner, Emera Maine T: 207-760-2402 C: 207-551-9015 philip.rochford@emeramaine.com

We, the undersigned, understand and agree to the plan to transfer the State's Cyr DPS site in Madawaska to the donee as soon as possible after the State discontinues use of the site and provides donee with a formal notice to proceed, anticipated in 2014.

Andrew J Giroux date
Director of Central Services
Maine Bureau of General Services
Maine State Government

COI of Donee date
Name of Donee